

06-06-02

JCO9 Rec'd PCT/PTO 05 JUN 2002  
Express Mail No.: EL 477 036 679 US  
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Carlo GHISALBERTI

Group Art Unit: To be assigned.

Serial No.: 10/088,004

Examiner: To be assigned.

Filed: March 11, 2002

Attorney Docket No.: 3006-0044

For: USES OF CONJUGATED LINOLEIC  
ACID (CLA) FOR THE TOPICAL  
TREATMENT OF CELLULITE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE DO/EO/US**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the "Notification of Missing Requirements under U.S.C. 371 in the DO/EO/US" ("Notification") dated May 20, 2002, submitted herewith is the Declaration for Non-Provisional Patent Application, executed by the inventor on March 25, 2002.

Applicant concurrently submits herewith: 1) the Power of Attorney by Assignee, executed by the Official of the Assignee on March 27, 2002; 2) an Information Disclosure Statement accompanied by PTO-1449, copies of the cited references and the International Search Report; and 3) the Assignment executed by the inventor on March 25, 2002 accompanied by a Recordation Form Cover Sheet.

Surcharge of \$65.00 for furnishing the declaration later than 30 months from the earliest claimed priority date was paid at the filing of the subject application on March 11, 2002. A copy of the Notification is attached hereto.

No fee is believed to be due for this submission. Should any fee be required, please charge such fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date June 5, 2002

Charles E. Miller

24,576

(Reg. No.)

**PENNIE & EDMONDS LLP**  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

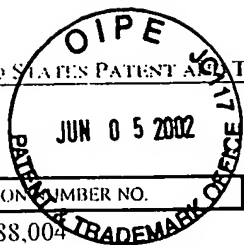
Attorneys For Applicants

Enclosures

17 June 2327 ✓



UNITED STATES PATENT AND TRADEMARK OFFICE


 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

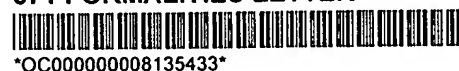
U.S. APPLICATION NUMBER NO. 10/088,004	FIRST NAMED APPLICANT Carlo Ghisalberti	ATTY. DOCKET NO. 3006-0044
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INTERNATIONAL APPLICATION NO. PCT/IB00/01280	
I.A. FILING DATE 09/08/2000	PRIORITY DATE 07/19/2000

 Pennie & Edmonds  
 1155 Avenue of Americas  
 New York, NY 10036-2711

CONFIRMATION NO. 6429

## 371 FORMALITIES LETTER



\*OC00000008135433\*

Data will be submitted 7/20/2005

Date Mailed: 05/20/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

REFERRED TO REC'D	<i>Upkopa nla</i>
MAY 31 2002	
Pennie & Edmonds O.K. for filing <i>[Signature]</i>	

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN

**ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 305-3738

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,004	PCT/IB00/01280	3006-0044

FORM PCT/DO/EO/905 (371 Formalities Notice)